

(2) THE SECRETARY MAY ADOPT REGULATIONS THAT EXEMPT ADDITIONAL ENTITIES FROM THE REQUIREMENT TO PAY THE FEES TO THE DEPARTMENT REQUIRED BY THIS SECTION.

~~(H)~~ (G) ANY FEE OR PENALTY COLLECTED OR IMPOSED UNDER THIS SUBTITLE SHALL BE PAID BY THE DEPARTMENT TO THE FUND.

~~(I) A FACILITY THAT PAYS A FEE FOR THE STORAGE OR USE OF AN EXTREMELY HAZARDOUS SUBSTANCE OR A HAZARDOUS CHEMICAL TO A LOCAL JURISDICTION WITH AN ESTABLISHED FEE PROGRAM SHALL REMIT 50% OF EACH ANNUAL FEE ESTABLISHED BY THE DEPARTMENT UNDER THIS SECTION TO THE FUND.~~

~~(J)~~ (H) ~~AT THE END OF EACH FISCAL YEAR, THE DEPARTMENT MAY SHALL~~ USE 50% OF THE MONEYS IN THE FUND TO PROVIDE FUNDING ASSISTANCE GRANTS TO A LOCAL EMERGENCY PLANNING ~~COMMITTEE~~ COMMITTEES.

~~(K)~~ (I) (1) A LOCAL EMERGENCY PLANNING COMMITTEE THAT RECEIVES MONEYS UNDER SUBSECTION ~~(J)~~ (H) OF THIS SECTION SHALL PROVIDE AN ANNUAL REPORT TO THE DEPARTMENT DOCUMENTING THE MANNER IN WHICH THE MONEYS WERE EXPENDED BY THE LOCAL EMERGENCY PLANNING COMMITTEE.

(2) A LOCAL EMERGENCY PLANNING COMMITTEE SHALL SPEND THE MONEYS PROVIDED UNDER SUBSECTION ~~(J)~~ (H) OF THIS SECTION FOR ACTIVITIES IDENTIFIED UNDER SUBSECTION (B) OF THIS SECTION OR FOR ANY OTHER ACTIVITY WHICH THE DEPARTMENT DETERMINES IS CONSISTENT WITH THE PURPOSES OF THIS SUBTITLE.

~~(L)~~ (J) MONEYS ALLOCATED TO A LOCAL EMERGENCY PLANNING COMMITTEE UNDER SUBSECTION ~~(J)~~ (H) OF THIS SECTION THAT ARE NOT UTILIZED BY THE LOCAL EMERGENCY PLANNING COMMITTEE WITHIN 1 YEAR AFTER RECEIPT OF THE ALLOCATION SHALL BE REMITTED TO THE DEPARTMENT AND MAY BE REALLOCATED BY THE DEPARTMENT.

~~(M)~~ (K) (1) AFTER PROVIDING REASONABLE NOTICE, THE SECRETARY MAY REQUIRE A LOCAL EMERGENCY PLANNING COMMITTEE TO PROVIDE THE DEPARTMENT WITH INFORMATION OR DOCUMENTATION RELATING TO THE UTILIZATION OF MONEYS ALLOCATED UNDER SUBSECTION ~~(J)~~ (H) OF THIS SECTION.

(2) THE SECRETARY MAY REQUIRE AN INDEPENDENT AUDIT OF ANY LOCAL EMERGENCY PLANNING COMMITTEE NOT FOUND TO BE IN COMPLIANCE WITH PARAGRAPH (1) OF THIS SUBSECTION.

~~(N)~~ (L) (1) THE SECRETARY MAY RECOVER ANY INAPPROPRIATE EXPENDITURE MADE BY A LOCAL EMERGENCY PLANNING COMMITTEE FROM THE FUND.

(2) ANY EXPENDITURE MADE BY A LOCAL EMERGENCY PLANNING COMMITTEE THAT IS INCONSISTENT WITH SUBSECTION ~~(K)~~ (I) OF THIS SECTION OR THE PURPOSE OF THIS SUBTITLE SHALL BE: